

ORDINANCE BY
COUNCILMEMBER ANNE FAUVER, CLETA WINSLOW

03-0-0910

AS SUBSTITUTED BY THE COMMUNITY DEVELOPMENT/HUMAN
RESOURCES COMMITTEE

AMENDING CHAPTER 130, OUTDOOR FESTIVALS OF THE CODE OF ORDINANCES, ARTICLE VI, DIVISION 2, SECTION 138-205, FEES, (PERMIT FEE), SUBSECTION D, SPECIFICALLY TO ESTABLISH A SUBSECTION D-3 OF THIS CODE SECTION FOR THE PURPOSE OF ACCEPTING PERMIT FEES FOR SPECIAL EVENTS, SO AS TO OFF-SET EXPENSES INCURRED TO PAY FOR A FESTIVAL MONITORING PROGRAM AT OUTDOOR FESTIVALS AND FOR SPECIAL EVENTS TO BE STAFFED BY CITY OF ATLANTA EMPLOYEES AND MANAGED BY THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS; TO CREATE TRUST ACCOUNT NUMBERS FOR THE PURPOSE OF PAYING THE SALARIES OF FESTIVAL MONITORS/SUPERVISORS; TO PAY FOR PURCHASE OF SUPPLIES, NON-CONSUMABLE/CONSUMABLE AND EQUIPMENT; THAT PROGRAM FEES WILL BE DEPOSITED INTO TRUST ACCOUNT NUMBER 3P02 444110 N11S06119999 AND EXPENDED FROM TRUST ACCOUNT NUMBERS 3P02 51**** N11S06119999, 3P02 52**** N11S06119999, and 57**** N11S06119999 ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS; AND FOR OTHER PURPOSES.

Whereas, the Department of Parks, Recreation and Cultural Affairs has the responsibility to implement the operational provisions of the Outdoor Festival Ordinance, which includes the provision of festival monitors to ensure the public safety, and for other purposes; and

Whereas, the Outdoor Festival Ordinance festival monitors provision became effective after the passage of the Fiscal Year 2003 budget for the City of Atlanta, which limits the ability to provide monitors for all permitted festivals; and

Whereas, the Department of Parks Recreation and Cultural Affairs has determined that the provision of festival monitors at Class A and B events is important to the goal of public safety, and for other purposes; and

Whereas, the Department of Parks, Recreation and Cultural Affairs will create a pool of extra help positions and from that pool the monitors will be assigned to such permitted festivals by the City of Atlanta as the DPRCA deems to be in the greatest health and public safety interests of the community, and

Whereas, this pool of employees will be selected and trained to supplement existing employees of the DPRCA to facilitate and support the safe, secure ecologically sensitive enjoyment of the City of Atlanta Outdoor Festivals and Special Events activities, and

Whereas, the Festival Monitors/Supervisors shall be authorized to report all violations to the appropriate public safety, law enforcement or appropriate City of Atlanta department personnel for immediate action and they are required to provide a written report to the applicant at the time of the violation.

NOW, THEREFORE, BE IT ORDAINED, BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1: That Section 138-205, FEES, Permit Fee, Subsection D of the Code of Ordinances, City of Atlanta, Georgia be and is hereby amended by the establishment of a new Subsection D-3 for the purpose of accepting fees for special events so as to off-set expenses incurred to pay for a Festival Monitoring Program at Outdoor Festivals and for Special Events to be staffed by City of Atlanta employees and managed by the Department of Parks, Recreation and Cultural Affairs, and to accomplish these purposes as now fully set forth in "Exhibit A".

Section 2: That revenue derived from these Class A and B established Festival permit fees will be deposited into Trust Account Number 3P02 444110 N11S06119999 and expended from Trust Account Numbers 3P02 51**** N11S06119999 (salaries), which will be utilized to pay for the Festival Monitors/Supervisors, and 3P02 57**** N11S06119999 (Equipment), 3P02 52**** N11S06119999 (Supplies) up to the amount needed to fund the monitor program for Class A & B events.

Section 3: That all Ordinances and parts of Ordinances in conflict herewith be and the same are hereby repealed.

Exhibit A

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Appendix to Ordinance No. 02-O-177
Sec. 138-205 (d)

3. Festival Monitor Program. A Trust Fund shall be established and maintained such that upon receipt of the applicable permit fee, the Trust Fund shall accept a portion of such fees to accomplish the purposes set forth in Section 138-201B, which shall be managed by the Department of Parks, Recreation and Cultural Affairs.